

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

David Morrow

Serial No.: 09/174,804

Filed: October 19, 1998

For: Scooped Lacrosse Head

Atty. Docket No: WARR 0127 ROA

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

2/16/00
Date of DepositJohn S. Artz
Reg. No. 36,431John S. Artz
Signature**REVOCATION OF PRIOR POWERS OF
ATTORNEY AND NEW POWER OF ATTORNEY**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Warrior Lacrosse, Inc., a corporation existing under the laws of the State of Michigan having a place of business at 31430 Mound Road, Warren, Michigan, 48092 and is the Assignee of the above-identified patent, which assignment is recorded in the Patent Office at Reel 7628, Frame 0093.

Revokes all prior powers of attorney given for the above-identified application;
and

E. Chan

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TECHNOLOGY CENTER 3700

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RECEIVED

U.S.S.N.: 174,804

-2-


Appoints the following attorneys, all members of the Bar of the State of Michigan, to prosecute said application and transact all business in the Patent and Trademark Office connected with the application:

<u>Attorney</u>	<u>Registration No.</u>
John A. Artz	25,824
John S. Artz	36,431
Robert P. Renke	40,783
Kevin G. Mierzwa	38,049
Angela M. Brunetti	41,647
Franklin A. MacKenzie	42,826
Thomas E. Donohue	44,660
Steven W. Hays	41,823

Please direct all communications and telephone calls regarding this application

to:

John S. Artz
Artz & Artz P.C.
28333 Telegraph Road, Suite 250
Southfield, MI 48034
(248) 223-9500



DAVID MORROW

Dated:

2.15.00

Part #12

Declar.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

unsigned

Application of: David Morrow and Phillip Naumburg
Serial Number: 29/038,329
Filed: May 3, 1995
Title: Design for a Lacrosse Head
Group Art Unit: 2902

DECLARATION OF ROBERT C. COLLINS

Robert C. Collins, a citizen of the United States residing in Rochester Hills, Michigan, hereby declares and states as follows:

1. I am an attorney in the firm of Barnes, Kisselle, Raisch, Choate, Whittemore & Hulbert, P.C., having offices at 3500 Penobscot Building, 645 Griswold Street, Detroit, Michigan 48226.

2. I am licensed to practiced before the courts of the State of Michigan, and am registered to practice before the U.S. Patent and Trademark Office, Registration No. 27,430.

3. I represent Warrior Lacrosse, Inc., assignee of the above-identified application. In this connection, I prepared and filed the subject application on behalf of Warrior Lacrosse, Inc., and on the behalf of the inventors David Morrow and Phillip Naumburg.

4. I am aware of a lacrosse head apparently marketed by STX under the trade name "Raptor." This Lacrosse head was first brought to my attention by David Morrow on May 1, 1995

by delivery to me of a head with attached "Raptor" tag, together with a copy of apparently associated brochure-type literature. A copy of this literature is attached to the Declaration of David Morrow filed concurrently herewith.

5. I have made a rigorous comparison of this STX head with the claim of the subject design application.

6. In my opinion, the single claim of the subject design application would unquestionably be infringed by the STX "Raptor" lacrosse head.

7. I believe that I have a good knowledge of the prior art pertinent to the subject design application. I have represented Warrior Lacrosse, Inc. and its predecessor organization since their entry into the lacrosse equipment market. In this connection, I have extensively reviewed the patent portfolios of the major competitors in this market, and have reviewed numerous file histories (both U.S. and Canadian) together with all of the prior art cited therein. I also represented Warrior Lacrosse in connection with its purchase of Dorfi 5,048,843, and reviewed the file history of that patent in connection with such negotiations. An Information Disclosure Statement is being filed concurrently with this Declaration, listing the most pertinent prior art of which I am aware.

8. In my opinion, the claim of the subject application is allowable.

9. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine

or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this patent application and any patent issued thereon.

ROBERT C. COLLINS

[RCC/bp/lwl]